

133753
September 11, 1970

William Dick Lagoons
West Cain Township
Chester County

C. T. Beechwood
Regional Sanitary Engineer
Region I

Carl L. Mease
Assistant Attorney General
Office of Legal Counsel

On September 10, 1970, the Commonwealth Court issued a Preliminary Injunction restraining William Dick and Chemical Leaman Tank Lines, Inc. from dumping wastes into the William Dick lagoons and directing the defendants to maintain a freeboard of at least two and one-half (2 1/2) feet.

A hearing has tentatively been scheduled for October 14, 1970, to consider the Commonwealth's request for a Permanent Injunction prohibiting the further use of these lagoons. Between now and October 14, it will be necessary for the Department of Health to monitor the lagoons and to otherwise gather data so that at the time of trial we may prove to the satisfaction of the Court that these lagoons are in fact seeping into the underground water, and further, that if the law does not require a permit under the circumstances of this case, we may have to establish that the discharge is in fact causing pollution of the ground water.

I would like your office to coordinate its efforts with Dr. Emrich and his staff and with Thomas Cahill of the Chester County Health Department. I understand that the defendants will shortly be in contact with Mr. Cahill to discuss a possible solution to this problem.

CLM:ne

cc: Dr. Emrich
Mr. Cahill ✓
Mr. Westlund

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